

SENATE JOINT RESOLUTION 61  
By McNally

A RESOLUTION to propose an amendment to Article IV, of the  
Constitution of the State of Tennessee, relative  
to recall elections.

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED FOURTH GENERAL  
ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES  
CONCURRING, that a majority of all the members of each house concurring, as shown by the  
yeas and nays entered on their journals, that it is proposed that Article IV, of the Constitution of  
the State of Tennessee be amended by adding the following new section:

Section 5. County officers, judicial officers, and other elected civil officers, are  
subject to recall from such office by the qualified voters of the district from which  
candidates are elected to such office. Such district may include the entire State.

The number of qualified voters equal to twenty-five percent (25%) of the votes  
cast in the last election for the public officer, may by petition demand the recall of such  
public officer. No recall petition shall be circulated against any public officer until such  
officer has held office for a period of 180 days. A recall election shall be held within 120  
days of submission of a petition, unless a general election is scheduled within 180 days  
of submission of the petition and such recall shall then be held in conjunction with the  
general election.

The General Assembly has the authority to enact substantive and procedural  
laws to define, implement, preserve, and protect the right to recall public officers as  
guaranteed to qualified voters by this section.

BE IT FURTHER RESOLVED, that the foregoing be referred to the One Hundred Fifth General Assembly and that this resolution proposing such amendment be published in accordance with Article XI, Section 3, of the Constitution of the State of Tennessee.

BE IT FURTHER RESOLVED, that the Clerk of the Senate is directed to deliver a copy of this resolution to the Secretary of State.